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Attorneys for Complainant

BEFORE THE FAIR POLITICAL PRACTICES COMMISSION
STATE OF CALIFORNIA

In the Matter of)	FPPC No.: 00/687
)	
CITIZENS FOR TRAFFIC RELIEF and)	STIPULATION, DECISION and
FRANK MOONEY,)	ORDER
)	
Respondents.)	
)	

Complainant Mark Krausse, Executive Director of the Fair Political Practices Commission, and Respondents Citizens for Traffic Relief and Frank Mooney hereby agree that this stipulation will be submitted for consideration by the Fair Political Practices Commission at its next regularly scheduled meeting.

The parties agree to enter into this stipulation to resolve all factual and legal issues raised in this matter, and to reach a final disposition without the necessity of holding an administrative hearing to determine the liability of Respondents.

Respondents understand, and hereby knowingly and voluntarily waive, any and all procedural rights set forth in sections 83115.5, 11503, and 11523 of the Government Code, and in section 18361 of title 2 of the California Code of Regulations. This includes, but is not limited to, the right to personally appear at any administrative hearing held in this matter, to be represented by an attorney at Respondents' own expense, to confront and cross-examine all witnesses testifying at the hearing, to

subpoena witnesses to testify at the hearing, to have an impartial administrative law judge preside over the hearing as a hearing officer, and to have the matter judicially reviewed.

It is further stipulated and agreed that Respondents Citizens for Traffic Relief and Frank Mooney violated the Political Reform Act by failing to timely file pre-election campaign statements, in violation of Government Code section 84200.5, subdivision (c) (2 counts), and by failing to timely disclose a late contribution in a properly filed late contribution report, in violation of Government Code section 84203, subdivision (a) (1 count), as described in Exhibit 1. Exhibit 1 is attached hereto and incorporated by reference, as though fully set forth herein. Exhibit 1 is a true and accurate summary of the facts in this matter.

Respondents agree to the issuance of the decision and order, which is attached hereto. Respondents also agree to the Commission imposing upon them an administrative penalty in the amount of Four Thousand Five Hundred Dollars (\$4,500). A cashier's check from Respondents in said amount, made payable to the "General Fund of the State of California," is submitted with this stipulation as full payment of the administrative penalty, and shall be held by the State of California until the Commission issues its decision and order regarding this matter. The parties agree that in the event the Commission refuses to accept this stipulation, it shall become null and void, and within fifteen (15) business days after the Commission meeting at which the stipulation is rejected, all payments tendered by Respondents in connection with this stipulation shall be reimbursed to Respondents. Respondents further stipulate and agree that in the event the Commission rejects the stipulation, and a full evidentiary hearing before the Commission becomes necessary, neither any member of the Commission, nor the Executive Director, shall be disqualified because of prior consideration of this stipulation.

Dated: _____

Mark Krausse
Executive Director
Fair Political Practices Commission

Dated: _____

Frank Mooney on behalf of
Citizens for Traffic Relief, Respondent

Dated: _____

Frank Mooney, Respondent

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IT IS SO ORDERED.

Liane M. Randolph, Chairman
Fair Political Practices Commission